

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3862 of 1997

For Approval and Signature:

Hon'ble MISS JUSTICE R.M.DOSHIT

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

RAJENDRAKUMAR SOMABHAI MACHHI

Versus

COMMISSIONER

Appearance:

MR IS SUPEHIA for Petitioner

MR VB GHARANIYA, Asstt. GP for the State.

CORAM : MISS JUSTICE R.M.DOSHIT

Date of decision: 03/07/97

ORAL JUDGEMENT

Rule returnable today. Learned Assistant Government Pleader Mr. Gharaniya, at the suggestion of the Court has accepted advance service of the petition. He appears and waives service of rule on behalf of the respondents.

2. Petitioner claims compassionate appointment under

the respondent No. 1 and 2 on account of demise of his father who was serving under the said respondents as Non-Medical Assistant. It is the grievance of the petitioner that though he has made an application for compassionate appointment as far back as on 20th November, 1995, and has satisfied all the queries and necessary formalities, application has not been processed or decided.

3. Petition is allowed. Respondent No. 1 and 3 are directed to process the application for compassionate appointment made by the present petitioner and take appropriate decision in accordance with law within a period of six months from the date of receipt of copy of this order. Decision shall be communicated to the petitioner as soon as possible. Petition is allowed to the aforesaid extent only. Rule is made absolute accordingly. There shall be no order as to costs.

*Vyas